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#43

In re Application of :
Ian Ashley Price :
Serial No.: 09/125,114 : WITHDRAWAL OF ABANDONMENT
Filed: August 18, 1998 :
Attorney Docket No.: 2955-101 :


This is in response to the petition under 37 CFR 1.181, filed July 1, 2003, requesting revival of the above-identified application based on timely reply to an Office action.

A review of the file history shows the examiner mailed an Office action to applicants on August 18, 2002, setting a three month shortened statutory time period for reply. Upon failure to receive a reply the application was held abandoned by Notice of Abandonment mailed to applicant on June 18, 2003. Applicants actually filed a reply on January 21, 2003, however it was not correlated with the file until after the Notice of Abandonment was mailed to applicants, but before applicants' petition was filed. In view of the correlating of applicants' timely reply with the file the Notice of Abandonment was withdrawn on August 4, 2003.

In view of the above applicants' petition is **DISMISSED** as moot.

As the examiner has since acted on the application by mailing a new Office action to applicants on September 8, 2003, the application will be retained in storage awaiting applicants' reply..

Should there be any questions regarding this decision, please contact William R. Dixon, Jr., by mail addressed to Director, Technology Center 1600, PO BOX 1450, ALEXANDRIA, VA 22313-1450, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


John Doll
Director, Technology Center 1600